

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

ESNTION RECORDS, INC.	§	
a/k/a ESNTION a/k/a ESNTION	§	
SILVER a/k/a ESNTION LATINO	§	
a/k/a FOREVER SOUL,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 3:07-CV-2027-L
	§	
TRITONTM, INC. d/b/a TM STUDIOS,	§	
INC., f/k/a JONESTM, INC. a/k/a	§	
JONES TM, a/k/a or f/k/a TM CENTURY,	§	
INC., a/k/a or f/k/a TM CENTURY,	§	
	§	
Defendant.	§	

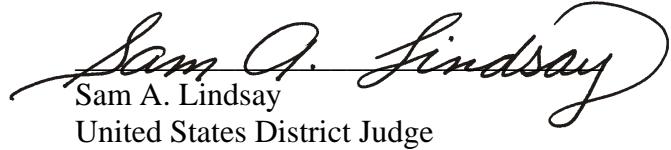
JUDGMENT

This judgment is issued pursuant to the court's June 16, 2008 memorandum opinion and order and November 13, 2009 memorandum opinion and order. It is therefore ORDERED, ADJUDGED, and DECREED:

1. that Plaintiff EsNtion Records, Inc. a/k/a EsNtion a/k/a EsNtion Silver a/k/a EsNtion Latino a/k/a Forever Soul's ("Plaintiff" or "EsNtion") copyright claims based upon the songs "Fuego," "Muevelo [Home Cooked House Remix]," "Digital Lover [Tri Lambda Club Mix]," "Highest Mountains [Original Club Mix]," "Day to Day [Josh Harris Radio Edit]," "Day to Day [Josh Harris Club Mix]," "I'll Be Your Freak," and "Jam Sessions" and trademark claims against Defendant TritonTM, Inc. d/b/a TMStudios, Inc., f/ka/ JonesTM, Inc. a/k/a Jones TM a/k/a or f/ka TM Century, Inc. a/k/a or f/k/a TM Century ("Defendant" or "TM") are **dismissed without prejudice** for lack of subject matter jurisdiction;

2. that Plaintiff's remaining claims are **dismissed with prejudice** and that Plaintiff take nothing against TM for these claims;
3. that all relief requested by EsNtion is denied;
4. that all allowable and reasonable costs are taxed against EsNtion; and
5. that Defendant shall file its request for attorney's fees for Plaintiff's copyright claim in accordance with Rule 54(d) of the Federal Rules of Civil Procedure.

Signed this 13th day of November, 2009.



Sam A. Lindsay
United States District Judge